

041604
01919 U.S.PTO

UTILITY APPLICATION

Attorney Docket No.: CHFT.003A

First Named Inventor: Houser et al.

Title: SHAPING SUTURE FOR TREATING
CONGESTIVE HEART FAILURE

Express Mail Label No.: EV 307987652 US

Direct all correspondence to Customer No.: 20995

Date: April 16, 2004

Page 1

Mail Stop Patent Application

United States Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

The following enclosures are transmitted herewith to be filed in the patent application of:

Inventor(s):

1. Houser et al.
- 2.
- 3.
- 4.

APPLICATION ELEMENTS:

- (X) Specification in 43 pages.
- (X) Drawings in 18 sheets.
- (X) Return prepaid postcard.
- (X) Priority:

This application claims priority from the following U.S. Provisional Patent Applications each of which is incorporated herein in its entirety by reference: Serial Number 60/466,653, filed April 29, 2003 and titled *Ventricular Restoration*; Serial Number 60/485,568, filed July 7, 2003 and titled *Systems, Devices and Methods of Use for Treating Congestive Heart Failure (CHF)*; Serial Number 60/488,292, filed July 18, 2003 and titled *Ventricular Sizing & Shaping Device and Method*; Serial Number 60/499,946, filed September 2, 2003 and titled *System and Method of Use to Employ Imaging Technology for Diagnosis, Measurement, Standardization, and Follow-up of Disease Processes and Determine Optimal Treatment*; Serial Number 60/500,762, filed September 4, 2003 and titled *Shaping Suture Device and Method of Use*; Serial Number 60/512,293, filed October 17, 2003 and titled *Less Invasive CHF Treatment - Reshaping the Heart*; Serial Number 60/518,270, filed November 5, 2003 and titled *Methods and Devices for Tracking Acute Myocardial Infarction*; and Serial Number 60/534,514, filed January 5, 2004 and titled *Squeeze Patch*. This application also claims priority from and is a continuation-in-part from co-pending U.S. Patent Application Serial Number 10/785,486, filed February 17, 2004 and titled *Patches and Collars for Medical Applications and Methods of Use*, which claims priority from and is a continuation from U.S. Patent Application Serial Number 10/224,659, filed April 23, 2002 and titled *Arteriotomy Closure Device and Techniques*, which claims priority from U.S. Provisional Patent Application Serial Number 60/286,269, filed April 24, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; from U.S. Provisional Patent Application Serial Number 60/300,892, filed June 25, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; and from U.S. Provisional Patent Application Serial Number 60/302,255, filed June 28, 2001 and titled *Percutaneous Vessel Access Closure Device and Method (Hemostatic Patch or Collar)* each of which is incorporated herein in its entirety by reference. This application also claims priority from and is a continuation-in-part from co-pending U.S. Patent Application Serial Number 10/183,396, filed June 28, 2002 and titled *Patches and Collars for Medical Applications and Methods of Use*, which claims priority from and

16834 U.S.PTO
10/825785

041604
01919 U.S.PTO

UTILITY APPLICATION	Attorney Docket No.: CHFT.003A First Named Inventor: Houser et al. Title: SHAPING SUTURE FOR TREATING CONGESTIVE HEART FAILURE Express Mail Label No.: EV 307987652 US
Direct all correspondence to Customer No.: 20995	Date: April 16, 2004 Page 2

is a continuation-in-part from U.S. Patent Application Serial Number 10/127,714, filed on April 23, 2002, which claims priority from U.S. Provisional Patent Application No. 60/286,269, filed April 24, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; from U.S. Provisional Patent Application Serial Number 60/300,892, filed June 25, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; and from U.S. Provisional Patent Application Serial Number 60/302,255, filed June 28, 2001 and titled *Percutaneous Vessel Access Closure Device and Method (Hemostatic Patch or Collar)*, each of which is incorporated herein in its entirety by reference.

FILING FEES:

The present application qualifies for small entity status under 37 C.F.R. § 1.27. The fees are calculated below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Basic Utility		2001(\$385)		\$385
Non-English Spec.		1053(\$130)		\$
Recordation Fee		8021(\$40)	* x 40 =	\$
Excess Claims > 20	24 - 20 = 4	2202(\$9)	4 x 9 =	\$ 36
Independent > 3	3 - 3 = 0	2201(\$43)	0 x 43 =	\$
Multiple Claim		2203(\$145)		\$
			TOTAL FEE DUE	\$421

(X) A check in the amount of \$421 to cover the Total Fee Due is enclosed.

UTILITY APPLICATION	Attorney Docket No.: CHFT.003A First Named Inventor: Houser et al. Title: SHAPING SUTURE FOR TREATING CONGESTIVE HEART FAILURE Express Mail Label No.: EV 307987652 US
----------------------------	---

Direct all correspondence to Customer No.: 20995

Date: April 16, 2004
Page 3

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.

Paul Conover

Paul N. Conover
Registration No. 44,087
Attorney of Record
Customer No. 20,995
(949) 760-0404

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

2040 Main Street
Fourteenth Floor
Irvine, CA 92614
Tel 949-760-0404
Fax 949-760-9502
www.kmob.com

Paul N. Conover
949-721-6356
pconover@kmob.com

MAIL STOP PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : CHFT.003A
Applicant(s) : Houser, et al.
For : SHAPING SUTURE FOR TREATING CONGESTIVE HEART FAILURE
Attorney : Paul N. Conover
"Express Mail"
Mailing Label No. : EV 307987652 US
Date of Deposit : April 16, 2004

I hereby certify that the accompanying

Transmittal letter; specification in 43 pages; 18 sheets of drawings; Check in the amount of \$421 for Filing Fee; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Lauren Keller

H:\DOCS\LXK\LXK-1843.DOC:/rdc1
041604

San Diego
619-235-8550

San Francisco
415-954-4114

Los Angeles
310-551-3450

Riverside
909-781-9231

San Luis Obispo
805-547-5580